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7 **UNITED STATES DISTRICT COURT**
8 **NORTHERN DISTRICT OF CALIFORNIA**
9 **SAN FRANCISCO DIVISION**

10 UNITED STATES OF AMERICA,

) Case No. CR 09-00149-MMC

11 Plaintiff,

} **[Proposed] ORDER REGARDING**
12 **MOTION FOR BAIL PENDING**
13 **APPEAL AND SURRENDER**
14 **DATE**

15 MICHAEAL CHEN,

16 Defendants.

1 The Court, having read and considered Defendant Michael Chen's Motion
2 for Bail Pending Appeal, and all pleadings in support thereof and in opposition
3 thereto, and having entertained oral argument on the motion, hereby grants the
4 motion.

April 17, 2013

5 The Court further vacates its previous Order setting the date upon which
6 Defendant Michael Chen was to surrender for service of sentence at the institution
7 designated by the Bureau of Prisons.

8 IT IS SO ORDERED.

10 Dated: April 10, 2013 .

Maxine M. Chesney
The Honorable Maxine M. Chesney
Senior United States District Court Judge

Respectfully submitted by:

15 /s/ Stanley L. Friedman
16 Stanley L. Friedman
17 Attorney for Defendant
Michael Chen